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TERMINAL DISCLAIMER TO OBVIATE A PROVISION		Docket Number (Optional)		
REJECTION OVER A PENDING SECOND A		60117.000004		
In re Application of: Jens Petersen	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \			
Application No.: 09/938,669	(MAY 2 5 2004 K)			
Filed: August 27, 2001				
For: POLYACRYLAMIDE HYDROGEL AS A SOFT TISSUE FILLER	ENDOPPOSTHESIS			
provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/938.667, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.				
Check either box 1 or 2 below, if appropriate.				
1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.				
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
2. The undersigned is an attorney or agent of record.	Signature C	150,311 5/24/04 Date		

Shawn K. Leppo, Reg. No. 50,311 Typed or printed name

(804) 788-8516

Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONA		Docket Number (Optional)		
REJECTION OVER A PENDING SECOND A	PPLICATION	60117.000004		
				
In re Application of: Jens Petersen				
Application No.: 09/938,669	MAY 2 5	2001 E		
Filed: August 27, 2001	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	2004 13)		
For: POLYACRYLAMIDE HYDROGEL AS A SOFT TISSUE FILLER E	NDOPROSTHESIS			
,	TRADES	MARK		
The owner*, Contura SA , of 100 percent interest in the instant application hereby disclaims, except as				
provided below, the terminal part of the statutory term of any pat beyond the expiration date of the full statutory term defined in				
disclaimer filed prior to the grant of any patent granted on pen				
filed on August 27, 2001 , of any patent on the pending second	application. The owner here	eby agrees that any patent so		
granted on the instant application shall be enforceable only for a				
second application are commonly owned. This agreement runs binding upon the grantee, its successors or assigns.	with any patent granted on	the instant application and is		
In making the above disclaimer, the owner does not dis	claim the terminal part of any	patent granted on the instant		
application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any				
patent granted on the second application, as shortened by any event that any such granted patent: expires for failure to pay a	terminal disclaimer filed pri	or to the patent grant, in the		
a court of competent jurisdiction, is statutorily disclaimed in wh				
claims canceled by a reexamination certificate, is reissued, or is				
statutory term as shortened by any terminal disclaimer filed prior	to its grant.			
	i I			
Check either box 1 or 2 below, if appropriate.				
For submissions on behalf of an organization (e.g., co	ernaration nartharchin unive	reity, government agency		
1. etc.), the undersigned is empowered to act on behalf		rsity, government agency,		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful				
false statements and the like so made are punishable by fine of	r imprisonment, or both, und	er Section 1001 of Title 18 of		
the United States Code and that such willful false statements n	nay jeopardize the validity of	the application or any patent		
issued thereon.				
2 2 7	\sim			
2. The undersigned is an attorney or agent of record.	(A)			
	ML:/01 #50	211 Floritati		
	7 7 7	7-11-1		
	Signature	Date		
	<u>.</u>			
	Shawn K. Leppo, Reg. No. 50,311			
	Typed or printed name			
	(804) 788-8516			
	Telephone Number			
Terminal disclaimer fee under 37 CFR 1.20(d) is included.				
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REJECTION OVER A PENDING SECOND A	PPLICATION 6	0117.000004		
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In re Application of: Jens Petersen	1			
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Filed: August 27, 2001	ND000000000000000000000000000000000000			
For: POLYACRYLAMIDE HYDROGEL AS A SOFT TISSUE FILLER E	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\			
	terest in the instant application h			
provided below, the terminal part of the statutory term of any pat				
beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/938.670				
filed on August 27, 2001 , of any patent on the pending second	application. The owner hereby	agrees that any patent so		
granted on the instant application shall be enforceable only for a second application are commonly owned. This agreement runs				
binding upon the grantee, its successors or assigns.	with any patent granted on the	instant application and is		
In making the above disclaimer, the owner does not dis				
application that would extend to the expiration date of the full spatent granted on the second application, as shortened by any				
event that any such granted patent: expires for failure to pay a r				
a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all				
claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.				
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1. For submissions on behalf of an organization (e.g., coefficients), the undersigned is empowered to act on behalf		y, government agency,		
I hereby declare that all statements made herein of my				
information and belief are believed to be true; and further that the false statements and the like so made are punishable by fine o				
the United States Code and that such willful false statements n				
issued thereon.				
2. The undersigned is an attorney or agent of record.	(hat a			
	M. S. Jose #50,311	- loules		
		7 3/27/07 Date		
	Signature	Date		
	Shawn K. Leppo, Reg. No. 50,311			
	Typed or printed	name		
	(804) 788-8516			
	Telephone Nu	mber		

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